GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department - Allegations of irregularities in execution of works of CC roads, taken up under MGNREGS programme for the financial year 2012-13 executed by the PRI Division, Srikakulam - Disciplinary proceedings against Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Orders - Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT(VIG.I) DEPARTMENT

G.O.RT.No. 538 **Dated: 31-05-2016**
Read:

1. Vigilance & Enforcement Department, Vigilance Report No.58 (C.No.481-4/V&E/E2/20132), Dt.25.07.2015.

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ORDER:

It is proposed to hold an inquiry against Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He, should, therefore, specifically admit or deny each article of charge.

5. Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(Contd……)

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To
Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru, **through** Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad.
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad(with a request to serve the charges to the individual and furnish a served copy to Govt.,)
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

Annexure – I

Statement showing the article of charges framed against Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru

Charge-1

That Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru has involved in allegations of irregularities in execution of Providing CC roads and Drains in SC locality of B.Kancharam of Ponduru (M) Est.Rs.10.00 Lakhs. Due to inferior quality of works, the loss caused to Government is Rs.1,04,414/-

By his above mentioned act, Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE-II

Statement of imputations of misconduct in support of Article of Charges framed against Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru

The Vigilance & Enforcement Department vide their report No.58 (C.No.481-4/V&E/E2/2013), dt.25-07-2015 have informed that V&E officials verified the works of Cement Concrete Roads taken up under MGNREGS programme for the financial year 2012-13 in Srikakulam and Vizianagaram Districts.

Work No.4: Providing CC roads and drains in SC locality of B.Kancharam of Ponduru (M) Est. Rs.10.00 Lakhs.

The work was administratively approved vide Rc.No.367/2012-13/EGS/E3, dt.27-01-2013 and technically sanctioned vide DR No.356/2012-13, dt.07-03-2013 for Rs.10.00 lakhs of the PRI Sub-Division, Amadalavalasa under MGNREGS grant.

Findings of the V&E

1. The CC pavement executed with M30 Grade concrete has failed to achieve the required strength and hence, the entire CC pavement of Bit-II is rejected and is to be re-laid at the cost of the Contractor. Thus, the loss caused to the Government is to a tune of Rs.91,233/-.
2. Sand filling underneath the CC pavement was executed with deficiency in thickness and an amount of Rs.13,181/- is proposed as recovery from the executing agency towards the deficiency.
3. The field officers have not conducted any QC tests before and after execution of the work to ascertain the strength of the CC pavement with M30 Grade.

Recovery proposed

Name & Designation	Name of the work	Item proposed for recovery	Recovery Amount (Rs.)
Sri B.Gopala Krishna Murthy, AEE	Providing CC roads and Drains in SC locality of B.Kancharam of Ponduru (M) Est.Rs.10.00 lakhs	i. Strength of CC Pavement with M30 Grade (Rejected layer amount)	91,233
		ii. Thickness of sand filling	13,181
		Total	**1,04,414**

The individual has deviated the office procedure for his personal gain and Executed CC Pavement with Inferior quality for the work Providing CC roads and Drains in SC locality of B.Kancharam of Ponduru (M) Est.Rs.10.00 lakhs.

By his above mentioned act, Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE – III

List of documents by which the articles of charges framed against Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru are proposed to be sustained.

Vigilance & Enforcement Department, Vigilance Report No.58 (C.No.481-4/V&E/E2/20132), Dt.25.07.2015.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE – IV

List of witnesses by whom the articles of charges framed against Sri B.Gopala Krishna Murthy, Assistant Executive Engineer, RWS&S, Ponduru are proposed to be sustained.

---Nil---

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER